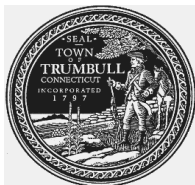


TOWN COUNCIL  
**Town of Trumbull**  
 CONNECTICUT  
 www.trumbull-ct.gov

TOWN HALL  
 Trumbull

TELEPHONE  
 (203) 452-5005



MINUTES  
 March 1, 2010

**CALL TO ORDER:** The regular meeting of the Trumbull Town Council was called to order at 8:03 p.m. by Chairman Carl A. Massaro, Jr. All present joined in a moment of silence and the pledge of allegiance.

Chairman Massaro noted that Ms. D'Agostino has resigned as council clerk; the Chair commended Nicole D'Agostino for an efficient job.

The Chair appointed Margaret Mastroni as temporary clerk.

**ROLL CALL:** The Temporary Clerk called the roll and recorded it as follows:

|                          |                       |                      |
|--------------------------|-----------------------|----------------------|
| David Pia                | Jeffrey Jenkins       | Mark Alteri          |
| Suzanne Testani          | John Rotondo          | Carl A. Massaro, Jr. |
| Michael Rappa            | Kristy Waizenegger    | Michael London       |
| Jane Deyoe               | Debra Lamberti        | James Meisner        |
| Robert J. Pescatore, Jr. | John DelVecchio, Jr.  | Tony Scinto          |
| Mary Beth Thornton       | Martha Jankovic-Mark  | Chad Ciocci          |
| Roberta Bellows          | Ann Marie Evangelista | Daniel Helfrich      |

\* Chairman Carl A. Massaro, Jr. exercised his right to vote unless otherwise noted.

**APPROVAL OF MINUTES:** Moved by Mr. London, seconded by Ms. Thornton to approve the Minutes of the Regular Town Council Meeting on February 1, 2010.

**VOTE:** Minutes approved 20-0 unanimously.

**DISCUSSION ITEM:** Trumbull Social Service Food Pantry – Postponed to a future meeting.

**FIRST SELECTMAN REMARKS:** First Selectman Timothy M. Herbst was not present.

Moved by Mr. Ciocci, seconded by Ms. Testani to take RESOLUTION TC23-38 out of order. **VOTE:** Motion passed 20-0 unanimously.

Item 1. RESOLUTION TC23-38: Moved by Mr. DelVecchio, seconded by Mr. Pescatore.

BE IT RESOLVED, That the appointment by the First Selectman of John Slezak of 25 Manor Drive as a member of the Central Emergency Dispatch Commission, be and the same is hereby approved for a term extending to December, 2012.

Committee report: The R&R Committee met on Monday, February 22, 2010 and voted to send to the Town Council without recommendation 5-0-1 (Abstention: Altieri).

Mr. Slezak of 24 Manor Drive was present and stated his party affiliation as republican. Mr. Slezak's will bring his experience as a police officer for the past 5 years to the commission, to help the residents of Trumbull improve the dispatch center for the fire, police and EMS departments.

Moved by Mr. Altieri, seconded by Mr. Meisner to amend Resolution TC23-38 to read as, "24 Manor Drive". VOTE: Motion to amend passed 20-0 unanimously.

VOTE: Adopted as amended 20-0 unanimously.

DISCUSSION ITEM: Trumbull High School Building Committee:

CHAIRMAN'S REPORT:

Mr. James Nugent, Chairman of the Trumbull High School Building Committee reported that Phase 1 of the renovation is progressing smoothly; the project is on schedule and within budget for the school opening in September 2010.

Moved by Ms. Testani, seconded by Ms. Deyoe to take item #16 out of order.

VOTE: Motion passed 20-0 unanimously.

Item 2. RESOLUTION TC23-49: Moved by Ms. Testani, seconded by Mr. DelVecchio.

BE IT RESOLVED, That Phase II of the Trumbull High School Renovation is hereby approved.

Committee report: The Education Committee met on Tuesday, February 23, 2010 and voted to send Resolution TC 23-49 to the Town Council without recommendation 4-0 unanimously.

Mr. Greg Smolley of JCJ architects was present. Mr. Smolley reviewed in detail with the Town Council members, the Scope-Site; the Scope-Renovations; the THS Phase-1A, 1B, 1C & 1D of 2010 and the Proposed Alternates-Phase 2 documents. (SEE ATTACHED).

Mr. Smolley reviewed the layout and design of Phase 2 with the council members. Items #1- 5 of the Proposed Alternate List represent items that would come off the project, Items #6-15 would add to the project, when they are bid the items actual costs would be identified and could then be considered. Points of interest discussed at this meeting are as follows: Included in the project is to repair & refurbish the gym floor, if

after the bids come in, the cost of the replacement of the floor is favorable it could be considered; originally expansion of parking was included in the project, but has since been eliminated to stay within budget. Mr. Smolley explained that the school runs on dual fuel, (oil and gas), which is very economical, the oil tank will be replaced; the media center sky-light will be replaced with a bank of windows allowing even more natural light in.

Mr. Smolley recommended on behalf of the building committee to remove from the project, Item #1 of the Proposed Alternates List, dated February 25, 2010, representing the Storm Water Management Upgrades (needs town approval) & Item #2 representing the Team Rooms and Rest Rooms at the Football Field. Items #1 and #2 are not with the state for review nor are they designed to date. Item #4 represents air conditioning of the gymnasium, aux. gym, locker and team rooms, (air conditioning would be installed in the athletic director's office). There is sufficient ventilation in place without additional air conditioning. Item # 5, representing the dimming (lighting) technology could also be removed from the project. Mr. Smolley recommended bidding items #4 and #5 and to consider removing after the bids come in and the actual costs have been established.

Moved by Mr. London, seconded by Mr. Pescatore to amend/remove from Phase II of the Trumbull High School Renovation Item #1 of the Proposed Alternates List dated February 25, 2010 representing the Storm Water Management Upgrades & Item #2 representing the Team Rooms and Rest Rooms at the Football Field.

The natatorium had been eliminated from the project previously, along with the \$5,000,000 allocated for it, there are site costs associated with the access to the field. Items #1 and #2 are not fully designed to date, items #4-15 drawings are complete.

VOTE: Motion to amend passed 20-0 unanimously.

Mr. Smolley explained the new auxiliary space also known as the new fitness area (an additional 3,500 sq. ft.) is included on the add-alternate list. The bleachers were recently renovated as an interim upgrade to make them somewhat accessible, but they will not meet code as is. For this project they will be replaced in order to meet all the modern structural and accessible codes.

Moved by Mr. Pescatore, seconded by Mr. Ciocci to remove Item #13 of the Proposed Alternate List dated February 25, 2010 representing the Multi-Purpose Fitness Room Addition with Roof Screen with an estimated amount of \$1,084,668.00.

Mr. Smolley did not recommend removing Item #13 from the project at this meeting, citing the following reasons; The BoE would need to determine if it is or is not necessary to the program; the drawings would need to be pulled from the state and would potentially change the timelines of the project.  
Motion withdrawn by Mr. Pescatore.

VOTE: Adopted as amended 19-1 (Opposed: Pescatore).

Mr. Rotondo left the meeting at 9:08 p.m.

Mr. Altieri left the meeting at 9:08 p.m.

Mr. Pescatore left the meeting at 9:09 p.m.

Mr. Rotondo, Mr. Altieri & Mr. Pescatore returned to the meeting at 9:10 p.m.

Item 3. RESOLUTION TC23-36: Moved by Mr. Rotondo, seconded by Mr. DelVecchio.

BE IT RESOLVED, That the appointment of Margaret Mastroni as permanent clerk of the Trumbull Town Council, be and the same is hereby approved.

Chairman Massaro commended Ms. D'Agostino for a job well done.

Committee report: The R&R Committee met on February 22, 2010 and voted 5-0 unanimously to recommend.

Chairman Massaro voted.

VOTE: Adopted 21-0 unanimously.

Item 4. RESOLUTION TC23-9: Moved by Mr. Pia, seconded by Ms. Evangelista.

BE IT RESOLVED, That the reappointment by the First Selectman of Steve Mahlstedt of 60 Stemway Road as an alternate member of the Planning and Zoning Commission be and the same is hereby approved for a term extending to the third Wednesday of December, 2012.

Committee report: The R&R Committee met on Monday, February 22, 2010 and voted 5-0 unanimously to recommend.

VOTE: Resolution adopted 20-0 unanimously.

Item 5. RESOLUTION TC23-37: Moved by Ms. Bellows, seconded by Mr. London.

BE IT RESOLVED, That the reappointment by the First Selectman of Robert Zitnay of 54 W. Lake Road as a member of the Central Emergency Dispatch Commission, be and the same is hereby approved for a term extending to December, 2012.

Committee report: The R&R Committee met on Monday, February 22, 2010 and voted to recommend 5-0-1 (Abstention: Lamberti).

VOTE: Resolution adopted 20-0 unanimously.

Item 6. RESOLUTION TC23-39: Moved by Ms. Lamberti, seconded Mr. Rotondo.

BE IT RESOLVED, That the reappointment by the First Selectman of Deputy Chief Glenn Byrnes as a member of the Central Emergency Dispatch Commission, be and the same is hereby approved for a term extending to December, 2012.

Committee report: The R&R Committee met on Monday, February 22, 2010 and voted to amend to read as, "RESOLUTION TC23-39: BE IT RESOLVED, That the reappointment by the First Selectman of Deputy Chief Glenn Byrnes, employed at 158 Edison Road as a member of the Central Emergency Dispatch Commission, be and the same is hereby approved for a term extending to December, 2012" 6-0 unanimously and voted as amended to recommend to the Town Council 6-0 unanimously..

The Chairman recognized the committee report as an amendment.

VOTE: Adopted as amended 20-0 unanimously.

Item 7. RESOLUTION TC23-40: BE IT RESOLVED, That the Trumbull High School Building Committee is hereby, expanded to eleven (11) members, plus two (2) Town Council members.

Withdrawn

Item 8. RESOLUTION TC 23-41: Moved by Mr. Meisner, seconded by Ms. Testani

BE IT RESOLVED, That the appointment of Kathleen Bivona of 8 Driftwood Lane as a member of the Trumbull High School Building Committee, be and the same is hereby approved.

Committee report: Committee report: The R&R Committee met on Monday, February 22, 2010 and voted to recommend 6-0 unanimously.

VOTE: Adopted 20-0 unanimously.

Moved by Mr. Jenkins, seconded by Mr. Altieri to pass Resolution TC23-41 as emergency legislation.

Requires a 2/3 affirmative vote for passage.

VOTE: Motion passed 20-0 unanimously.

Item 9. RESOLUTION TC23- 42: Moved by Mr. London, seconded by Ms. Jankovic-Mark.

BE IT RESOLVED, That Russell Friedson of 30 Dogwood Lane, Gail Hanna of 1617 Huntington Turnpike, William Holden of 6 Woodfield Drive and John P. Chiota of 35 Iron Gate Road, be and the same are hereby appointed members of the Charter Revision Commission.

Committee report: The R&R Committee met on Monday, February 22, 2010 and voted to recommend 5-1 (Opposed: Rappa).

VOTE: Adopted 13-7(Opposed: Altieri, DelVecchio, Thornton, Rotondo, Meisner, Helfrich & Rappa).

Moved by Ms. Testani, seconded by Mr. Jenkins to pass Resolution TC23-42 as emergency legislation.

Requires a 2/3 affirmative vote for passage.

VOTE: Motion passed 14-6 (Opposed: DelVecchio, Thornton, Rotondo, Meisner, Helfrich & Rappa).

Item 10. RESOLUTION TC23-43: Moved by Mr. Rappa, seconded by Mr. Helfrich.

BE IT RESOLVED, That the appointment of Paul S. Timpanelli of 5628 Main Street as a member of the Charter Revision Commission, be and the same is hereby approved.

Committee report: The R&R Committee met on Monday, February 22, 2010 and voted to recommend 6-0 unanimously.

VOTE: Adopted 20-0 unanimously.

Moved by Mr. Ciocchi, seconded by Ms. Thornton to pass Resolution TC- 23-43 as emergency legislation.

Requires a 2/3 affirmative vote for passage.

VOTE: Motion passed 18-0-2 ( Abstentions: Rappa and DelVecchio).

Item 11. RESOLUTION TC23-44: Moved by Ms. Testani, seconded by Mr. Meisner.

BE IT RESOLVED, That the appointment of Daniel F. Schopick of 40 Brewster Place of as a member of the Charter Revision Commission, be and the same is hereby approved.

Committee report: The R&R Committee met on Monday February 22, 2010 and voted to move Resolution TC 23-44 to the L&A Committee 6-0 unanimously. The L&A Committee met on Monday, February 22, 2010 and voted to recommend 6-0 unanimously.

VOTE: Adopted 20-0 unanimously.

Moved by Mr. Ciocchi, seconded by Mr. Rotondo to pass Resolution TC23-44 as emergency legislation.

Requires a 2/3 affirmative vote for passage.

VOTE: Motion passed 18-0-2 (Abstentions: Rappa and DelVecchio).

Item 12. RESOLUTION TC23-45: Moved by Ms. Waizenegger, seconded by Mr. Pescatore.

BE IT RESOLVED, That the appointment by the First Selectman of Jonathon Turk of 52 Brittany Avenue as a member of the Golf Course Commission be and the same for a term extending to December 3, 2012.

Committee report: The R&R Committee met on Monday, February 22, 2010 and voted to recommend 6-0 unanimously.

VOTE: Adopted 20-0 unanimously.

Item 13. RESOLUTION TC23-46: Moved by Mr. Ciocchi, seconded by Mr. Pescatore.

BE IT RESOLVED, That First Selectman Timothy M. Herbst is hereby authorized to enter into an agreement on behalf of the Town of Trumbull between the State of Connecticut and the Town of Trumbull For the Construction, Inspection and Maintenance of the Housatonic Railway Rails to Trails Utilizing Federal Funds Under the Enhancement Component of the Surface Transportation Program.

Committee report: The L&A Committee met on Monday, February 22, 2010 and voted to recommend 6-0 unanimously.

VOTE: Adopted 20-0 unanimously.

Item 14. RESOLUTION TC23-47: Moved by Mr. Rotondo, seconded Ms. Lamberti.

BE IT RESOLVED, That First Selectman Timothy M. Herbst is hereby authorized to sign on behalf of the Town of Trumbull the Office of Policy and Management Municipal Energy Efficiency and Conservation block grant (EECBG) in accordance with the American Recovery and Reinvestment Act (ARRA) of 2009.

Committee report: The L&A Committee met on Monday, February 22, 2010 and voted to recommend 6-0 unanimously.

Mr. Ciocchi spoke against current national spending, explaining that he would not be in favor of this resolution.

VOTE: Adopted 18-0-2 (Abstentions: Ciocchi and Pescatore).

Item 15. RESOLUTION TC 23-27: BE IT RESOLVED AND ORDAINED, That the False Alarm Abatement Ordinance be and is hereby approved.

Postponed in committee.

Item 16. RESOLUTION TC23- 48: Moved by Ms. Thornton, seconded by Ms. Waizenegger.

BE IT RESOLVED, That the Town Council is hereby authorized to conduct a review of the use and operation of the pool at Hillcrest Middle School and shall submit a written

report of its review, findings and recommendations within ninety (90) days to the Clerk of the Council.

Committee report: The Education Committee met on Tuesday, February 23, 2010 and voted to recommend 4-0 unanimously.

Mr. Jenkins moved, seconded by Mr. Pia to amend RESOLUTION TC 23- 48 to read as, “BE IT RESOLVED, That the Education Committee of the Town Council is hereby authorized to conduct a review of the use and operation of the pool at Hillcrest Middle School and shall submit a written report of its review, findings and recommendations within ninety (90) days to the Clerk of the Council”. Adding the language.” Education Committee of the”.

Mr. Altieri questioned the need for this resolution, explaining that the town council inherently has the authorization to review the use and operation of the Hillcrest pool.

Ms. Thornton questioned who would be acting as the security experts.

The Chair clarified that this resolution allows for a deliverable report, if an appropriation is necessary that will be considered at a later date.

Mr. Altieri reiterated that the town council procedurally already has the authorization.

The Chair clarified without a resolution, no action can be taken.

Mr. Jenkins spoke in favor of the amendment.

Chairman Massaro voted.

VOTE: Motion to amend passed 20-1 (Opposed: Massaro).

VOTE: Adopted as amended 19-0-2 (Abstentions: Altieri and Massaro).

No new business was brought forward

ADJOURNMENT:

Mr. Helfrich moved to adjourn, seconded by Mr. Mr. DelVecchio. With no further business to discuss, this third regular meeting of the Twenty-Third Council was adjourned at 9:58 p.m. by unanimous consent.

Respectfully submitted,

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Margaret Mastroni  
Temporary Council Clerk